

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

DAWN MILLER,

Plaintiff,

vs.

CAROLYN W. COLVIN,
Acting Commissioner of Social Security,

Defendant.

Civil No. 2:12-cv-03154-JPH

ORDER ADOPTING REPORT
AND RECOMMENDATION

BEFORE THE COURT is the magistrate judge's report, **ECF No. 30**, recommending the Court grant the parties' stipulated motion for remand. ECF No. 29. The parties have not consented to the magistrate judge's jurisdiction.

After consideration, IT IS HEREBY ORDERED:

1. The Magistrate Judge's Report and Recommendation, **ECF No. 30**, is **adopted in its entirety**.

2. The Commissioner's final decision is reversed and remanded for further proceedings pursuant to sentence four of 42 U.S.C. §405(g). Upon remand to the Commissioner of Social Security, the Appeals Council will remand this case to the

1 Administrative Law Judge (ALJ) to: (1) conduct a new hearing, further develop
2 the record and issue a new decision (2) reevaluate steps two and three of the
3 sequential evaluation process (3) reevaluate Plaintiff's credibility pursuant to SSR
4 96-7p (4) reevaluate Plaintiff's residual functional capacity pursuant to SSR 96-
5 8p, and (5) reevaluate steps four and five of the sequential evaluation process with
6 the assistance of a vocational expert, as necessary.
7

8 **IT IS SO ORDERED.** The District Court Executive is directed to enter this
9 Order, and forward copies to the parties and Magistrate Judge Hutton.
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11 DATED this 12th day of March, 2014.

12 s/Robert H. Whaley
13 ROBERT H. WHALEY
14 U.S. District Judge

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